

original action was tried by a district associate judge, the appeal shall be decided by a district judge or a different district associate judge. If the original action was tried by a judicial magistrate, the appeal shall be decided by a district judge or district associate judge. Findings of fact in the original action shall be binding on the judge deciding the appeal if they are supported by substantial evidence. The judge deciding the appeal may affirm, or reverse and enter judgment as if the case were being originally tried, or enter any judgment which is just under the circumstances.

Sec. 3. Rule of criminal procedure 54, subsection 4, Iowa court rules, second edition, is repealed.

Sec. 4. This Act shall apply to appeals taken on or after the effective date of the Act.

Approved April 22, 1987

CHAPTER 26

ORGANIZED AMATEUR BOXING

H.F. 607

AN ACT relating to the maximum age for participation in an organized amateur boxing contest.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 90A.10, Code 1987, is amended to read as follows:
90A.10 MAXIMUM AGE FOR PARTICIPANTS — AMATEUR BOXING.

1. A person over the age of thirty shall not participate as a contestant in an organized amateur boxing contest unless each contestant participating in the contest is over the age of thirty. A birth certificate, or other similar document, must be submitted at the time of the preflight physical examination in order to determine eligibility.

2. Subsection 1 does not apply to participants in regional, national, or international organized amateur boxing contests or to organized amateur boxing contests involving contestants who are serving in the military service.

Approved April 22, 1987

CHAPTER 27

DISCLOSURES BY STATE EMPLOYEES

H.F. 427

AN ACT relating to reprisals and orders with respect to certain disclosures of information by state employees, and providing a penalty.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 19A.19, unnumbered paragraph 4, Code 1987, is amended to read as follows:

A person shall not discharge an employee from or take or fail to take action regarding an employee's appointment or proposed appointment to, promotion or proposed promotion to, or any advantage in, a position in a merit system administered by, or subject to approval of, the director as a reprisal for a disclosure of information by that employee to a member of the general assembly, the legislative service bureau, the legislative fiscal bureau, the citizens' aide, the

computer support bureau, or the respective caucus staffs of the general assembly, or a disclosure of information which the employee reasonably believes evidences a violation of law or rule, mismanagement, a gross abuse of funds, an abuse of authority, or a substantial and specific danger to public health or safety. This subsection does not apply if the disclosure of that information is prohibited by statute.

Sec. 2. Section 79.28, Code 1987, is amended to read as follows:

79.28 REPRISALS PROHIBITED — STATE PROHIBITIONS RELATING TO CERTAIN ACTIONS BY STATE EMPLOYEES — PENALTY.

1. A person who serves as the head of a state department or agency or otherwise serves in a supervisory capacity within the executive branch of state government shall not prohibit an employee of the state from disclosing information to a member of the general assembly, the legislative service bureau, the legislative fiscal bureau, the citizens' aide, the computer support bureau, or the respective caucus staffs of the general assembly, or from disclosing information which the employee reasonably believes evidences a violation of law or rule, mismanagement, a gross abuse of funds, an abuse of authority, or a substantial and specific danger to public health or safety.

2. A person shall not discharge an employee from or take or fail to take action regarding an employee's appointment or proposed appointment to, promotion or proposed promotion to, or any advantage in, a position in a state employment system administered by, or subject to approval of, a state agency as a reprisal for a disclosure of information by that employee to a member of the general assembly, the legislative service bureau, the legislative fiscal bureau, the citizens' aide, the computer support bureau, or the respective caucus staffs of the general assembly, or a disclosure of information which the employee reasonably believes evidences a violation of law or rule, mismanagement, a gross abuse of funds, an abuse of authority, or a substantial and specific danger to public health or safety.

PARAGRAPH DIVIDED. 3. ~~This section does~~ Subsections 1 and 2 do not apply if the disclosure of that the information is prohibited by statute.

4. A person who violates subsection 1 or 2 commits a simple misdemeanor.

5. A person shall not discharge an employee from or take or fail to take action regarding an employee's appointment or proposed appointment to, promotion or proposed promotion to, or any advantage in, a position in a state employment system administered by, or subject to approval of, a state agency as a reprisal for the employee's declining to participate in contributions or donations to charities or community organizations.

Approved April 22, 1987

CHAPTER 28

SURGERY FOR MEDICAID CLIENTS

H.F. 272

AN ACT repealing a pilot program regarding second opinions on elective surgery for medical assistance recipients.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 249A.13, Code 1987 is repealed.

Approved April 22, 1987